

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

VIRNETX INC., ET AL.,

Plaintiffs,

v.

APPLE INC.,

Defendant.

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CIVIL ACTION NO. 6:12-CV-00855-RWS

**ORDER**

In light of the Federal Circuit's opinion remanding this matter for further proceedings, see *VirnetX, Inc. v. Apple Inc.*, Case No. 19-1050, 2019 U.S. App. LEXIS 34866 (Fed. Cir. Nov. 22, 2019), *modified* (Fed. Cir. Nov. 26, 2019). The parties are

**ORDERED** to meet and confer and file a joint notice within **seven (7) days** of this Order, indicating whether the parties agree on whether a new trial is necessary. If the parties do not agree, they are further

**ORDERED** to meet and confer and file a proposed briefing schedule on the necessity of a new trial within **seven (7) days** of this Order. Briefing, if necessary, shall be completed by **March 11, 2020**.

**So ORDERED and SIGNED this 18th day of February, 2020.**

  
ROBERT W. SCHROEDER III  
UNITED STATES DISTRICT JUDGE